



Serial No. 09/977,636
Attorney Docket No: RPC 0554 PUS

3727
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William P. Apps et al. Examiner: Castellano

Serial No.: 09/977,636 Group Art Unit: 3727

Filed: October 15, 2001

For: NESTABLE CRATE FOR CONTAINERS

Attorney Docket No.: RPC 0554 PUS

APPEAL BRIEF

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Mail Stop Appeal Briefs-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Appellant files this Appeal Brief pursuant to the Notice of Appeal filed February 2, 2004.

Real Party in Interest

The real party in interest is Rehrig Pacific Company, the Assignee of the entire right and interest in this application by assignment recorded on October 15, 2001, at Reel 012267, Frame 0504.

Related Appeals and Interferences

There are no related appeals and interferences.

05/11/2004 PCRR1 00000001 501984 09977636

Status of the Claims

01 FC:1402

330.00 DA

All of the pending claims, claims 1-32, are rejected and appealed.

CERTIFICATE OF MAIL

I hereby certify that the enclosed Appeal Brief (in triplicate) is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 2, 2004.


Konstantine J. Diamond